

**KENTUCKY BOARD OF SPEECH-LANGUAGE
PATHOLOGY AND AUDIOLOGY
MINUTES
November 8, 2011**

The Board Meeting of the Kentucky Board of Speech-Language Pathology and Audiology was held at the Office of Occupations and Professions, 911 Leawood Drive Frankfort, Kentucky on November 8, 2011

MEMBERS PRESENT

Anne Olson, Chair, Audiologist
Jan J. Weisberg, Otolaryngologist
Heather Johnson, SLP
Robin L. Harris, SLP
Richard Dressler, SLP
George Purvis, Audiologist
Deanna L. Frazier, Audiologist
Bettyruth Bruington, Citizen-at-Large

**OCCUPATIONS AND PROFESSIONS
STAFF**

Marcia Egbert, Board Administrator
Jeremy Horton, Deputy Executive Director

BOARD ATTORNEY

Michael West

Call to Order

Chair Anne Olson called the meeting to order at 1:08 p.m.

Minutes

A motion was made by George Purvis to approve the minutes as amended. The motion was seconded by Jan Weisberg. Motion carried.

Board Monthly Financial Report

The Financial Report for July 1, 2010 through October 31, 2011 was presented to the Board for review and discussion. Deputy Executive Director Jeremy Horton informed the Board that the fees have been taken out. No further action taken.

Licensure Status Report

Marcia Egbert will talk to Jeff Boler to be sure the new database would have the capability to query those that had been terminated from those that had actually transitioned.

O & P Report

OIG Services – Deputy Executive Director Jeremy Horton reported that the two new supervisors are now on board and feels that the services provided by the Office of Occupations and Professions will be improved tremendously.

Mr. Horton also reported that a model Memorandum of Agreement (MOA) will be presented to the Board at a future meeting. The template will be used across the board for all Boards. The Board attorneys from all of the Boards have reviewed the MOA and

they have found no problems with it. There is a 30 day termination clause in case of problems.

Attorney's Report

Michael West stated that he had talked with Mark Brengleman in regard to Telehealth and plans to talk with him again. He had nothing else to report.

Complaint Committee Report

Payments from Disciplinary Actions on Amanda Buttons and Lonnie Harris were received by the Office of Occupations and Professions. No further action.

Old Business

Forms: Anne Olson reported that we are making progress. There are two forms that are not modifiable. Ms. Olson will get in contact with Jeff Boler and see if he can provide us with a version that we can change. Ms. Olson stated that all forms will be printed out with all the changes so that they can be approved at the next Board meeting and be submitted to the LRC.

Position statement on Telepractice: Deferred to the next scheduled Work Session. Attorney Michael West will investigate insurance regulations on Telemedicine and see if it can be billed and will report back to the Board.

Retreat – Purpose and Topics – Facilitator: The Board discussed having a Retreat by tying it into the regular meeting in February. Marcia Egbert will tentatively schedule the Retreat to coincide with our February 7, 2012 meeting and reserve the rooms for February 6 and 7, 2012. Jeremy Horton reported that the Facilitator must be obtained by creating an RFP or by an honorarium (under \$1,000). The Board can choose the person they want to facilitate the Retreat. Several names came to mind of Board Members including Kellie Ellis and Judy Page. Anne Olson will speak with Judy Page.

Disciplinary Actions – Post on Website? Chair Anne Olson asked that Jeremy Horton find out how many Boards in the Office of Occupations and Professions post disciplinary actions on their websites. Mr. Horton checked and there were six (6) boards from the Office of Occupations and Professions that post disciplinary actions on their websites. They are only posted after a hearing is completed. The question was asked if you could put a link to the settlement agreement, agreed order, etc. with the disciplinary action? Anne Olson said that she found out at the NCSB Conference that other states are posting them nationally. She suggested that Board Members Google the Louisiana Board to see how they handle online posting of disciplinary actions. After further discussion, Heather Johnson moved that the SLP/A Board begin posting disciplinary actions on our website effective 11/8/2011 and that they remain there forever in chronological order with a link to the PDF form of the action including but not limited to final orders, agreed orders, settlement agreements, and civil injunctions. George Purvis seconded the motion. The motion carried.

Renewal Forms: Marcia Egbert reported that all renewal forms and audits were mailed

November 1, 2011. She also stated that she is getting a lot of the notices returned with the wrong address. The sticker contains their new address but the forwarding time had elapsed. Ms. Egbert questioned if she could go into the database and correct the addresses based on the returned mail address on the sticker. Michael West stated that we could not change our database without a specific request from the licensee. Ms. Egbert asked if she could send a letter requesting the licensee to submit an address change and insert a new reminder card and send to the addresses on the returned mail. Michael West said that we could do that. Marcia Egbert will compose letter and send the letter along with a change of address form and a reminder card to those she receives back in the mail with the wrong address.

Regulations of Audiology Assistants: Tabled to SLP/A Retreat.

Response to E-Mail from Kristan Wadell: Response was reviewed. No further action.

New Business

Report from Anne Olson on the NCSB Conference:

Notes from NCSB Board Meeting: October 13-15, 2011

- **October 13**
 - Any Syher – (JD) Statutory Authority Discussion
 - Role of enabling acts, statutes, and rules and regs.
 - Also court decisions, AG opinion and history
 - Emergency rule making
 - Read APA –Administrative Procedural Act – may be called something else in KY
 - Purpose of State licensure vs certification
 - Disciplinary Hearings and Forms of evidence
 - Glenn Waguspeck
 - HIPDB – (Health Care Integrity and Protection Data Bank)
 - Ethics training? Required in Texas and Wisconsin
 - Ethics Dilemma scenarios
 - Mock Trial
- **October 14**
 - Lee Reeves (DVM) and stuttering advocate, and consumer rep in Texas
 - Discussed potential conflicts between professional association and regulatory board
 - Described “Effective Regulation “ as Reasonable regulations, +professional ethics+ enforced oversight
 - Discussed importance of orientation for board members and particularly for consumer board members.

- Open State exchange of ideas
 - Random audits of SLPA??
 - Early Intervention – is new policy unlicensed practice if DI's providing therapy rather than SLP's (NC)
 - Impaired Professional programs
 - Complaints/ Disciplinary Actions
 - Keep stats
 - Audiology
 - Praxis score changing 100-200, have to have 170 passing score
 - Assistants – many states have audiology assistants
 - Outreach
 - Universities
 - KSHA
 - Consumers
 - Newsletter on website
 - Orientation
- **October 15**
 - Discussed ASHA Practice Analysis for SLP
 - Possible reduction in clock hours – boards need to reply by 10/23
 - Break out Group on Telepractice
 - Must have encryption software – Confidentiality
 - Must have license in state in which you are providing services
 - Kentucky has an insurance regulation that telemedicine can be billed
 - Professional needs to be trained in use of effective telemedicine
 - Break out Group on International Student
 - Separate section provided on website
 - Transcript – analysis by approved ASHA company
 - Passing Score on Praxis, within first year
 - Passing score on English Proficiency (.... but if coming for graduate school this is already obtained)
 - Clinical hours – have to acquire within 3 years is limit (Arkansas)
 - Some states do a communication assessment ...use different metrics, some do live communication assessment on site

Discussion of the full Board followed the review of notes from Anne Olson from the NCSB Meeting. One area of discussion was in regard to requiring Ethics training within the CEU requirements. The Board would have to make changes in the laws and regulations to add the requirement of Ethics. The Board would also have to draft the language and vote on it at a Board meeting to approve the change. Heather Johnson recommended that we research Ethics requirements in other states and discuss at a later date.

Robin Harris was asked to look into Early Intervention – is new policy unlicensed practice if DI's providing therapy rather than SLP's? There is a need to educate licensees.

The Board feels it needs to be more consistent in Outreach. The suggestion of having a flow chart for each type of license was discussed to make it easier for universities, KSHA and Consumers to know the procedures for each license. The Board will create these for each license but will have a disclaimer that states that ultimately the Board will be guided by the laws and regulations.

Marcia Egbert is to investigate with Carolyn Benedict, Board Administrator for Massage Therapy about the content in their Orientation Packet.

Heather Johnson made a motion that the Board send George Purvis to the NCSB Board of Director's Meeting held in March and pay his travel and per diem. Richard Dressler seconded the motion. The motion carried.

KSHA Conference Information and Exhibitor Invitation: George Purvis moved that the Board have an exhibit booth at the KSHA 2012 Conference to be held on February 15-18, 2012 in Louisville, Kentucky. Richard Dressler seconded the motion. The motion carried. Heather Johnson will attend the Conference on behalf of the Board. The Exhibition booth does not include a complimentary Convention registration.

Interim Licensee Flow Chart: Anne Olson created a draft flow chart for applying for an SLP-Interim License. The Board discussed and decided that we should create one for each license and have them available for Outreach.

Online Renewal System: New licensees who are not required to submit CEU's at their first renewal will have to "trump" the system used for online renewals in order to renew online. Jeff Boler will be asked to post instructions on how to "trump" the system on the website.

Application Review

The Applications Review Committee met at 10:00 a.m. Richard Dressler made a motion, seconded by Deanna Frazier to approve recommendations made from today's committee meeting for the following applicants for licensure in the appropriate area. The motion carried:

SPEECH- LANGUAGE PATHOLOGY INTERIM – *Allison Fox DiChaiara, Lauren Hillary Ogden, Jenny Ann Witt*

SPEECH- LANGUAGE PATHOLOGY – *Josefine Andersson, Lauren Hicks, Stacy Phelps, Hannah Rogers*

SPEECH- LANGUAGE PATHOLOGY ASSISTANT INTERIM – *None*

SPEECH- LANGUAGE PATHOLOGY ASSISTANT – *None*

AUDIOLOGY – *Karen Kallio, Persis Ormond*

CHANGE IN SUPERVISION AND/OR PPE – *Kim Barlow*

EXTENSIONS – SLP – INTERIM – *None*

EXTENSIONS – SLP ASSISTANT – INTERIM – *Ora Leann Thomas*

REINSTATEMENTS – SLP – *Brandy Givan, Carla J. Heckmann*

REINSTATEMENTS (with 12 month extension) – *Natalie Noe Kelly*

REINSTATEMENTS DEFERRED – *None*

APPLICATION FOR REACTIVATION AT RENEWAL – SLP – *Jenny Jordan*

APPLICATION FOR REACTIVATION AT RENEWAL – AUD (with 12 month extension) – *None*

CONTINUING EDUCATION: *Approval of all CEU's. The approved number of hours will be posted on website.*

Travel and Per Diem

A motion was made by Robin Harris and seconded by Richard Dressler to approve payment of travel expenses and per diem compensation to eligible members in attendance at today's meeting. The motion carried.

Adjournment

The Board Meeting was adjourned by Chair Anne Olson at 2:50 p.m.

Respectfully Submitted,

Marcia Egbert